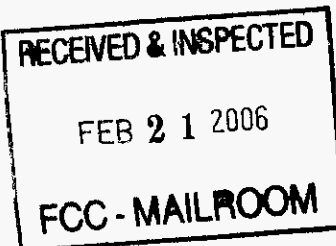




February 7, 2006

Federal Communications Commission
Office of the Secretary
445 - 12th Street, SW
Washington, DC 20554



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Re: CC Docket No. 02-6

Request for Waiver

South Baltimore Learning Center: 196460

Form 472 Notification Letter: 602929

Applicant Form 472 Identifier: SB092505

Funding Year 2003-2004

DOCKET FILE COPY ORIGINAL

Ladies and Gentlemen:

We are writing this letter on behalf of the South Baltimore Learning Center, as it applies to the letter referenced above (copy enclosed). The letter received stated that SBLC would not be reimbursed for expenditures for services provided by Verizon Internet Services, Inc. for Funding Year 2003 (SBLC fiscal year 2004). The explanation for the denial of reimbursement was "Invoice after last day for Fund Year". While it is true that the Form 472 was sent in after the last day for the Fund Year, it was due to circumstances beyond the control of SBLC.

SBLC was involved in an audit by the Universal Service Administrative Company Internal Audit Division from February 25, 2003 thru April 16, 2003. The Audit report was not received by SBLC until November 20, 2004. After working with USAC on resolving the audit issues, it was not until May 25, 2005 that SBLC was informed that the Audit situation had been cleared. This was done in an e-mail dated May 25, 2005, from Cyndi Beach, at USAC, who was handling our audit resolution.

Due to the audit findings, and also during the period in which SBLC worked with USAC to resolve the audit findings, all SBLC E-rate funding was frozen for Funding Years 2003 and 2004. Therefore, due to these circumstances, SBLC could not have and did not submit Form 472 for reimbursement for Funding Year 2003 by the required deadline of October 30, 2004. SBLC filed the Form 472 for both Funding Years, 2003 (SBLC fiscal year 2004) and 2004 (SBLC fiscal year 2005) together on October 20, 2005.

SBLC respectfully requests that the FCC waive the filing deadline requirement for Funding Year 2003, and allow USAC to remit payment in the amount of \$10,040.00 due to SBLC. SBLC thanks you for your cooperation in this matter and hopes to receive payment shortly. Being a small organization, every dollar is important to us.

Sincerely,

Sonia Socha
Executive Director

Michael Akman
Finance/Admin. Director

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List ABCDE



February 7, 2006

Universal Service Administrative Company
Schools and Libraries Division
Box 125 – Correspondence Unit
80 South Jefferson Road
Whippany, NJ 07981

Re: South Baltimore Learning Center: 196460
Form 472 (BEAR Form) Notification Letter: 602929
Applicant Form 472 Identifier: SB092505

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Ron Zimmerman

Ladies and Gentlemen:

While we understand that our appeal is beyond the 60 day requirement, Cyndi Beach from the audit division of USAC, recommended that we still file this appeal. The South Baltimore Learning Center is simultaneously filing a waiver request with the FCC. This is due to both being beyond the required appeal window, and also due to the circumstances involved with our denial for reimbursement. A copy of the waiver request is included with this appeal request for your reference. If it is possible to resolve this matter with USAC, it would certainly speed things up for all parties involved.

We are writing this letter on behalf of the South Baltimore Learning Center, as it applies to the letter referenced above (copy enclosed). The letter received stated that SBLC would not be reimbursed for expenditures for services provided by Verizon Internet Services, Inc. for Funding Year 2003 (SBLC fiscal year 2004). The explanation for the denial of reimbursement was "Invoice after last day for Fund Year." While it is true that the Form 472 was sent in after the last day for the Fund Year, it was due to circumstances beyond the control of SBLC.

SBLC was involved in an audit by the Universal Service Administrative Company Internal Audit Division from February 25, 2003 thru April 16, 2003. The Audit report was not received by SBLC until November 20, 2004. After working with USAC on resolving the audit issues, it was not until May 25, 2005 that SBLC was informed that the Audit situation had been cleared. This was done in an e-mail dated May 25, 2005, from Cyndi Beach, at USAC, who was handling our audit resolution.

Due to the audit findings, and also during the period in which the SBLC worked with USAC to resolve the findings of the audit, all SBLC E-rate funding had been frozen for Funding Years 2003 and 2004. Therefore, due to these circumstances, the SBLC could not have and did not submit Form 472 for reimbursement for Funding Year 2003 by the required deadline of October 30, 2004. SBLC filed Form 472 for both Funding Years, 2003 (SBLC fiscal year 2004) and 2004 (SBLC fiscal year 2005) together on October 20, 2005.

SBLC respectfully requests that the USAC re-consider its decision to reimbursement SBLC, and approve payment in the amount of \$10,040.00 due to SBLC for Funding Year 2003. SBLC thanks you for your cooperation in this matter and hopes to receive payment shortly. Being a small nonprofit organization, every dollar is important to us.

Sincerely,

Sonia Socha
Executive Director

Michael Akman
Finance/Admin Director



Universal Service Administrative Company
Schools & Libraries Division

Form 472 (BEAR Form) Notification Letter

November 11, 2005

Verizon Internet Services Inc.
Daniel Luera
7979 Beltline Rd.
Irving, TX 75063

Re: Form 472 Invoice Number: 602929
Service Provider Identification Number: 143026397
Applicant Form 472 Identifier: SB092505
Billed Entity Number: 196460

SOUTH BALTIMORE LEARNING CENTER
MICHAEL AKMAN
28 EAST OSTEND ST
BALTIMORE, MD 21230

Preferred Mode of Contact: Phone at (410) 625-4215
Total Amount of Reimbursement Approved for Payment: \$0.00

This letter is to notify you that the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has received and accepted a Form 472 from the above named applicant listing you as the service provider. The SLD has committed to reimburse the discounted portion of the cost of eligible services provided to eligible entities pursuant to one or more Forms 471. As stated in the Form 486 Notification Letter sent to you previously, the applicant has filed a Form 486 advising the SLD that service delivery has begun. The applicant has completed this Form 472 with your assistance, seeking reimbursement of the discounted portion of bills already paid in full to you since the effective date of the discount.

The SLD has processed the Form 472. Pursuant to the Service Provider Acknowledgment page of the Form 472 which you signed, you must remit to the applicant the amount shown as "Total Amount of Reimbursement Approved for Payment" above, no later than 10 calendar days after receipt of payment of the approved discounts from USAC. You also agreed not to tender or make use of the payment of the approved discounts issued by USAC to you prior to remitting the discount to the applicant.

The USAC check should be mailed to the service provider named above within 20 calendar days of the date of this letter.

To reimburse the "Total Amount of Reimbursement Approved for Payment," to the applicant, the service provider may (1) issue a check or (2) issue a credit to the applicant. The decision as to which form the reimbursement should take should be a mutual one between the service provider and the applicant.

The maximum remaining amount available for each Funding Request Number (FRN) listed on the synopsis on the following page(s) will be the original commitment less the amount approved herein for reimbursement and less any earlier disbursements to the applicant.

PLEASE NOTE: Beginning with Funding Year 2000 (07/01/2000 - 06/30/2001), if the first payment request processed for an FRN is on a Form 472, all subsequent payment requests for that FRN must be made on a Form 472; a Form 474 (Service Provider Invoice Form) for that FRN will not be accepted.

EXPLANATION OF INFORMATION PROVIDED IN THIS FORM 472 (BEAR FORM) NOTIFICATION LETTER

To help understand the Form 472 Notification Letter Applicant Reimbursement Synopsis the following definitions are provided.

Funding Request Number (ERN): A Funding Request Number is assigned by the SLD to each Block 5 of a Form 471 once an application has been processed. This number is used to report to applicants and service providers the status of individual discount funding requests submitted on a Form 471.

471 Application Number: A unique identifier assigned to a Form 471 by the SLD, from page 1 of the Form 471.

Funding Year: The funding year for which discounts have been approved. Funding years begin on July 1 and end on the following June 30. Funding years are designated by the calendar year in which they begin.

Contract Number: The contract or agreement number as identified in Block 5, Item 15 of the Form 471.

Funding Commitment Decision: This represents the TOTAL amount of funding that the SLD has reserved to reimburse the cost of the discounts for this service for the specified funding year.

Reimbursement Amount for this ERN: This is the amount of reimbursement to the applicant that has been approved for this ERN on this Form 472.

Reimbursement Request Decision Explanation (SHOWN ONLY IF RELEVANT): This is the reason(s) that a Reimbursement Request was reduced or rejected.

Schools and Libraries Division
Universal Service Administrative Company
CC: SOUTH BALTIMORE LEARNING CENTER

FORM 472 NOTIFICATION LETTER APPLICANT REIMBURSEMENT SYNOPSIS

Funding Request Number: 1033939
471 Application Number: 377037
Funding Year : 07/01/2003 - 06/30/2004
Contract Number: MTM
Funding Commitment Decision: \$10044.00
Reimbursement Amount for this FRN: \$0.00
Reimbursement Request Decision Explanation:
Invoice after last day for Fund Year;

USAC

Schools and Libraries Division
Box 125 - Correspondence Unit
80 South Jefferson Road
Whippany, New Jersey 07981

TIME SENSITIVE MATERIAL

00135
SOUTH BALTIMORE LEARNING CENTER
MICHAEL AKMAN
28 EAST OSTEND ST
BALTIMORE, MD 21230

|||||